

COUNCIL MINUTES
TIGARD CITY COUNCIL MEETING
January 25, 2005

- EXECUTIVE SESSION: The Tigard City Council went into Executive Session at 6:35 p.m. to discuss pending litigation, and to review & evaluate the employment-related performance of the chief executive officer under ORS 192.660(2)(h)(i).

Executive Session concluded at 6:45 p.m.

- STUDY SESSION (6:55 p.m.)

> JOINT MEETING WITH THE BUDGET COMMITTEE

Citizen Budget Committee members present: Mark Haldeman and Irene Moszer.

Finance Director Prosser presented a report on the actual and planned Budget Amendments in FY 2004-05, including the following:

- Adjustments to be made once the City's has received the outcome of the arbitrator's decision on a Tigard Police Officers Association matter.
- SEIU and Management COLAs
- Police DARE Grant
- Police Grant & Mobile Data Computers
- Network Firewall
- Residential Services Emergency Fund (social service grants; one grant issued to St Vincent dePaul)
- Two adjustments – remodel of Permit Center and City Hall (electrical update for voice and data transmission)

Finance Director Prosser shared with the Budget Committee the preliminary financial forecast information. Copies of the graphs distributed to the Council/Budget Committee are on file with the City Recorder. Mr. Prosser noted that this is an iterative process and in a continual update mode. At the first Budget Committee meeting, the updated information will be reviewed in more detail.

The General Fund projection information showed that a projected deficit has been pushed out further. This was accomplished because transfers had been eliminated for data systems and there was a larger beginning fund balance for this year than had been anticipated. There are a number of new positions that have been projected out over this five-year period. Of the 27 new positions in the General Fund, 18 are in the Police Department.

New positions will be a policy decision to be made by the Budget Committee and City Council.

Mr. Prosser noted that on the information presented to Council regarding the road funds, the staff is in the process of putting together the Capital Improvement Program, which will impact this fund (not reflected in the information distributed).

Mr. Prosser distributed the Budget Meeting Calendar. A copy of the calendar is on file in the City Recorder's office. He reviewed the status of the budget preparation process to date. The first Budget Committee meeting will be April 25, 2005. At that meeting a more complete version of the Financial Forecast will be ready and the issues papers will be reviewed in depth.

Mr. Prosser noted the Executive Staff met and came up with some basic principles for use by departments when developing budget requests. A list of the basic principles was distributed to the Council/Budget Committee; this list is on file in the City Recorder's office.

Mr. Prosser said the Council recently met in a goal-setting session and identified three goals for 2005. Council goals are:

1. Revitalize Downtown
2. Improve 99W
3. Address Growth

Information about the Council goals is now being disseminated to departments so these priorities are reflected in the proposed budget.

Mr. Prosser distributed the Draft Strategic Finance Plan. The Executive Staff brainstormed foreseeable issues for the next four- to five-year period. Staff assigned recommended priorities, which will ultimately be the decision of the Council. Issue summaries were prepared. Council is scheduled to review the Strategic Finance Plan to determine if there are additional issues that need to be added or if there are some of the issues identified by staff that need to be deleted from the list. Staff will request Council go through a priority-setting exercise to identify high-priority items.

Social service grant applications are now being accepted. After brief discussion, Councilor Harding and Citizen Budget Committee member Haldeman agreed to serve on the Social Services Budget Subcommittee. Mr. Prosser said he would seek another member for this subcommittee from the citizen members of the Budget Committee.

Mr. Prosser distributed a January 25, 2005 memorandum regarding property tax revenues from the Washington Square Expansion. It is estimated that the City will start receiving an additional \$22,470 in November 2006. A copy of the memorandum is on file in the City Recorder's office.

> LOCAL CONTRACT REVIEW BOARD UPDATE AND FEEDBACK
ON REVISED PURCHASING AND CONTRACTING
ADMINISTRATIVE RULES

Finance Director Prosser introduced this agenda item. Staff members also present were Tom Imdieke, Financial Operations Manager, and Joe Barrett, Buyer. The staff discussed with Council the changes needed to the purchasing and contracting rules so the City complies with State law.

Mr. Imdieke noted on March 1, the changes to the State law go into effect, which means that Oregon local jurisdictions will need to make amendments to their municipal codes and purchasing rules. Staff plans to present the code amendments and purchasing rule changes to the Council at its February 22 meeting.

Mr. Barrett reviewed the new rules. A copy of Mr. Barrett's January 11, 2005, memorandum to the Tigard Local Contract Review Board Members and a copy of an outline (LCRB Update & Feedback on Revised Purchasing & Contracting Administrative Rules – January 25, 2005, LCRB Study Session) are on file in the City Recorder's office. These documents highlight the information Mr. Barrett shared with the Council (LCRB).

Finance Director Prosser clarified for Councilor Harding the Insurance Agent of Record proposed change, which is to increase the contract terms from three years to five years. The named Insurance Agent of Record may serve for a longer period if renewed.

Finance Director noted that if Council agreed with the directions outlined in the staff presentation, formal approval of the City's revised Public Contracting Rules will be brought before the Local Contract Review Board at its February 22, 2005, meeting as a public hearing item. If the new rules are not adopted on March 1, then the next time for Council review would be on March 8, which would mean the City would operate under the Attorney General's rules. Consensus of Council was for staff to proceed with the hearing scheduled for February 22, 2005.

> CITY ATTORNEY TRAINING ON LAND USE PROCESS

This agenda item was set over to the February 8, 2005, Council meeting. City Attorney Ramis gave Council members an outline of "Land Use Basics."

> ADMINISTRATIVE ITEMS

The following items were reviewed:

- a. Distributed Mayor's Agenda
- b. City Council President election is scheduled for the business meeting.
- c. February 7 meeting held by Washington County regarding Bull Mountain between 4-9 p.m.; location to be announced. Mayor Dirksen said he would prefer the meeting start at 5 p.m. or later.
- d. League of Oregon Cities training for newly elected officials scheduled for Portland on March 3, 9 a.m. to 3:30 p.m. (Information distributed in the 2/4/05 Council Newsletter). If interested in attending, contact Joanne Bengtson.
- e. Dan Murphy, Tigard Chamber of Commerce President, is unable to attend this evening. He hopes a Chamber member will come in his place to update the Council on upcoming Chamber events.
- f. Need to discuss when to schedule meetings with Representative Galizio and Senator Burdick. One suggestion was for May; another was to schedule time on the March 29 5th Tuesday Council Meeting.
- g. JPACT Nomination – Beaverton Mayor Drake's letter was sent to Council on February 4; nominations are due by 2/18. Does the Council have a nomination for a designated member and alternate? Mayor Drake would like to continue to serve as the designated representative for Washington County cities.
- h. Tualatin Resolution No 4301-04 regarding proposed changes to the urban growth boundary expansion process was distributed to the Mayor and Council. Council members will review the resolution and schedule time on a future Council agenda to discuss whether the Council would like to endorse the Tualatin resolution.
- i. CIP Tour was scheduled for February 21; it will be rescheduled.
- j. Calendar Review
 - February 15: Council Workshop Meeting – 6:30 p.m. – Town Hall
 - February 21: President's Day Holiday – City Hall Closed, Library Open

- February 22: Council Business Meeting – 6:30 p.m. – Town Hall
- March 8: Council Business Meeting – 6:30 p.m. – Town Hall
- March 15: Council Workshop Meeting – 6:30 p.m. – Town Hall
- March 22: Council Business Meeting – 6:30 p.m. – Town Hall
- March 29: 5th Tuesday Council Meeting – 7 p.m. – Water Auditorium

1. BUSINESS MEETING

- 1.1 Mayor Dirksen called the City Council & Local Contract Review Board to order at 7:38 p.m.
- 1.2 Roll Call: Mayor Dirksen; Councilors Harding, Sherwood, Wilson, and Woodruff
- 1.3 Pledge of Allegiance
- 1.4 Council Communications & Liaison Reports: None
- 1.5 Call to Council and Staff for Non-Agenda Items – Mayor noted the Council would be holding an Executive Session after the business meeting as noted in Agenda Item No. 13.

2. CITIZEN COMMUNICATION

- Brian Wegener, 16507 SW Roy Rogers Road, Sherwood, OR 97140, testified as a representative of the Tualatin Riverkeepers. Mr. Wegener distributed to Council a copy of a newspaper article, "We can't stop trying to eliminate stormwater runoff problems." He also distributed a report from the Audubon Society of Portland, Summer 2004 – Stormwater/Pavement Impacts Reduction Project Report. Copies of the above two items are on file in the City Recorder's office.

He noted the newspaper article raises issues about retrofitting and redevelopment and that stormwater codes for new development do not always apply. Opportunities to better treat stormwater are being lost.

Mr. Wegener briefly reviewed the Audubon Society report, which takes a look at city codes throughout various Washington County jurisdictions and makes recommendations on improvements to better treat stormwater. Specific recommendations are made for the City of Tigard in the report (pp 42-46). He referred to the potential of new technology to be used on site to more effectively treat stormwater.

He noted there is an annual Tualatin Riverkeepers meeting, which will be held on Sunday, January 30, 2005, in the Tigard Library.

Mayor Dirksen thanked Mr. Wegener for the information and noted the City would be reviewing its Comprehensive Plan and the suggested Code changes could be considered.

> Announcement – Bill Monahan stepping down from City Manager position

Mayor Dirksen said that it was with regret he announces that, effective immediately, Bill Monahan will be stepping down as the City Manager of the City of Tigard after more than 10 years of service with the City. The Mayor said that this is an amicable separation, but Council and Bill have agreed that as the City moves in a new direction, different options need to be explored. The Mayor said, "We wish Bill well. I can personally say that I've always been very happy with Bill's service to the City and will miss him, but recognize that 10 years is a long time in this business..."

Councilor Sherwood said she also felt that this is a good time to move in some new directions. She noted, "We will miss Bill. I've known Bill personally for a number of years and also participated with him on a number of committees within the City. He is also a personal friend and I wish him well."

Councilor Woodruff said that he thought it was rare these days for someone to work in the same organization for 10 years, let alone work in the same job in that organization for 10 years. Bill has been here longer than that in other capacities. He said that Bill has "...made lots and lots of contributions over those years with a whole variety of different elected people during that time. I certainly wish him well, too. I think the public needs to know that the Council is in sync with this; we are ready to move ahead. We will need everybody working together as we make decisions in the coming weeks and months."

Councilor Wilson said that Bill has definitely made his mark on Tigard and he wished him well. He said, "It will be a difficult process for us to find someone to fill his shoes...it's a tough job. We are all very supportive of Bill."

The Mayor advised that Craig Prosser, the Finance Director for the City of Tigard, has agreed to step in as the Interim Manager until a permanent replacement could be found. The Mayor advised the City would be issuing a press release in the next couple of days.

3. CONSENT AGENDA:

Motion by Councilor Sherwood, seconded by Councilor Woodruff, to adopt the Consent Agenda as follows:

- 3.1 Approve Council Minutes for December 14, 20 and 28, 2004
- 3.2 Receive and File:
 - Fourth Quarter 2004 Council Goal Update
- 3.3 Approve Intergovernmental Agreement Between City of Tigard and Clean Water Services
- 3.4 Local Contract Review Board:
 - a. ~~Award Citywide Janitorial Services Contract to Wellspring Services, a Division of Cascadia Behavioral Healthcare~~
 - b. ~~Approve Amendment to Engineering Services Contract for Murray Smith & Associates, Inc., for Design of a 550-Foot Zone Reservoir No. 2~~

Items 3.4 a. and b. were removed from the Agenda.

- c. Receive and File: Agent of Record Contract – Service Fee Reduction

The motion was approved by a unanimous vote of Council present:

Mayor Dirksen:	Yes
Councilor Harding:	Yes
Councilor Sherwood:	Yes
Council Wilson:	Yes
Councilor Woodruff	Yes

4. ELECT COUNCIL PRESIDENT TO SERVE UNTIL DECEMBER 31, 2006

Councilor Woodruff nominated Nick Wilson to serve as Council President. Councilor Sherwood seconded the nomination.

Council members filled out ballots to cast individual votes for the Council President as provided by City Code. Copies of the ballots cast are on file in the City Records office. Councilor Wilson was elected Council President to serve until December 31, 2006.

5. TIGARD VISION UPDATE REPORT

Risk Manager Loreen Mills presented the staff report on this agenda item. A copy of Ms. Mills' presentation outlining the highlights of her remarks is on file in the City Recorder's office.

Council members commented as follows:

- Councilor Woodruff thanked the citizens and staff who participated in the visioning project.
- Councilor Wilson noted he appreciated the responses to the vision survey and said it was interesting to see the full range of comments submitted.
- Councilor Sherwood advised that the Council has heard "loud and clear" from citizens regarding the priorities they would like to see addressed.
- Mayor Dirksen said the Council and staff rely on the visioning document to set goals.
- Councilor Harding urged citizens to continue to send in comments at any time, noting that you did not have to serve on a task force or committee to make suggestions.

6. UPDATE ON THE LIBRARY STRATEGIC PLAN AND OPERATIONAL HOURS

Library Director Barnes introduced this agenda item and Library Board members Jan Thenelle and Brian Kelly. Council heard a presentation on the Library Citizen's Strategic Planning Committee, which is developing a recommendation for focused service responses for the library for the next five years. A copy of an outline of the presentation to Council is on file in the City Recorder's office. The plan will be completed in the spring and presented to the Council.

Board members Thenell and Kelly noted the dramatic increase in use of the new library, even with a reduction of hours. During the past six months, the closure of the library on Sundays has been a primary topic of public comment/dissatisfaction. Based on the public feedback, the Library's current priority is to restore a minimum of four hours per week to allow the library to reopen on Sundays. The additional revenue needed to reopen four hours for the remainder of the fiscal year would be approximately \$1,300 per week. The Board members support the use of funds from the Grace Tigard Houghton bequest to open the Library for four hours on Sunday. The Library Director has spoken with Mr. Curtis Tigard about using the funds in this manner. He believes that transferring those funds would be in keeping with the wishes of his sister, Mrs. Houghton, and in the spirit of the bequest.

Library Director Barnes recommended the Council authorize additional funding to allow the library to reopen on Sundays for the remainder of the fiscal year with a \$26,000 allocation from the Grace Tigard Houghton bequest. The Library staff would track the success and patron satisfaction of Sunday hours prior to the spring 2005 City Budget Committee meetings and report the findings to Council.

Discussion followed. Interim City Manager Prosser advised that if Council directs staff to go forward as recommended by the Library Director, the requisite budget adjustment would be submitted to the Council for its approval. Mr. Prosser, in response to a question from Councilor Harding, reviewed some financial information with regard to the library construction (use of bond money, bequest funds, and City funds). The library construction project's estimated budget was \$14.3 million; actual construction cost was about \$13.2 -13.5 million. Dollars from the bond were spent first before expenditure of bequest funds.

There was discussion between Councilor Harding and Library Director Barnes about figures and comparisons of new library users and the use of the library. It will take three years to establish a new patron base. The Library's service population of about 62,000 people includes the City of Tigard and adjacent unincorporated areas.

Council discussed the proposal to use bequest funds for operations:

- Councilor Woodruff noted it would be unusual to use bequest dollars for operations, but he said he could support.
- Councilor Wilson asked about plans for another operation levy ballot measure by Washington County. Library Director Barnes said it appears the next realistic opportunity would be in 2006 or even in 2008. Councilor Wilson said he would support the proposal for using bequest funds for Sunday library hours; however, he was concerned about what might happen after the end of the fiscal year and lack of consistency. Mr. Prosser noted this would be reviewed by the Budget Committee.
- Mayor Dirksen advised he, too, had mixed feeling with using bequest dollars for operations. He said he appreciated the Tigard family's support to allow the bequest dollars to be used for opening the Library on Sundays.
- Councilor Sherwood suggested that volunteers be utilized as much as possible. Library Director Barnes said staff would look for opportunities to use volunteer assistance.

A budget amendment for the additional Sunday hours through the end of the fiscal year will be presented to the Council in February.

7. CONSIDER AFFORDABLE HOUSING FEE ASSISTANCE REQUEST

Community Development Director Hendryx presented the staff report for this agenda item. Community Partners for Affordable Housing is requesting \$9,915 to offset building permit fees anticipated on major repairs to the Greenburg Oaks Apartments. The project meets City guidelines with respect to eligible activities, zoning, tenant income, time limits, Enhanced Safety Program participation, and other guidelines.

Mr. Martin Soloway of Community Partners for Affordable housing talked about the Greenburg Oaks Apartments project to:

1. Recapitalize the project.
2. Stabilize the infrastructure
3. Improve marketability.

Mr. Soloway distributed information to Council on other sources awarded for this project; this information is on file in the City Recorder's office. The Tigard fee assistance is the last source needed.

Council discussion followed:

- Councilor Sherwood noted her support of the request and said it was critical that the service provided by the apartment complex stay in the area and stay healthy.
- Councilor Harding said she was impressed with projects completed by CPAH. She noted she was disappointed that funds allocated for affordable housing fee requests have just gone to two sources. She noted concerns about whether adequate notice of availability of these funds had been made. Councilor Sherwood explained that only a few organizations offer affordable housing services that qualify for this assistance from the City. Funds are allocated each year and unused funds do not carry forward to the next fiscal year. Councilor Harding suggested the criteria for receiving affordable housing funds might be expanded and less narrowly defined so other people might qualify.
- Councilor Wilson noted the Affordable Housing Fee Assistance was written to help make housing more affordable by offsetting building permit fees.
- Mayor Dirksen noted there are only a few groups offering affordable housing assistance.
- Councilor Sherwood noted the City of Tigard was the only City in Washington County offering this type of assistance.

Motion by Councilor Woodruff, seconded by Councilor Sherwood, to approve the Community Partners for Affordable Housing's request for \$9,915 in fee assistance.

The motion was approved by a unanimous vote:

Mayor Dirksen:	Yes
Councilor Harding:	Yes
Councilor Sherwood:	Yes
Council Wilson:	Yes
Councilor Woodruff	Yes

Council meeting recessed at 8:45 p.m.

Council meeting reconvened at 8:59 p.m.

8. PUBLIC HEARING (LEGISLATIVE) – ZONE ORDINANCE AMENDMENT INCORPORATING FEMA REQUIREMENTS COMPREHENSIVE PLAN AMENDMENT (CPA) 2004-00003/ZONE ORDINANCE AMENDMENT (ZOA) 2004-00002

REQUEST: The Federal Emergency Management Agency (FEMA) has required the City, as a condition of continued eligibility in the National Flood Insurance Program (NFIP), to adopt floodplain management regulations that meet NFIP standards. Therefore, to meet these standards, the City proposes to amend Chapter 3, Natural Features and Open Space, Volume II of the Comprehensive Plan and the Sensitive Lands chapter 18.775 of the Tigard Development Code by revising references to the updated FEMA Flood Impact Study (FIS) and Flood Insurance Rate Map (FIRM), effective February 18, 2005, and regulating recreational vehicles located in the 100-year floodplain. LOCATION: The 100-year floodplain within the City of Tigard's incorporated boundary. COMPREHENSIVE PLAN DESIGNATION: All designations within the floodplain. ZONE: All zones within the floodplain. APPLICABLE REVIEW CRITERIA: Community Development Code Chapters 18.380, 18.390 and 18.775; Comprehensive Plan Policies 1.1.1, 2.1.1, 2.1.2 and 3.2; the Metro 2040 Plan; and Statewide Planning Goals 1, 5 and 7.

Mayor Dirksen opened the public hearing.

Community Development Director introduced this agenda item and Associate Planner Gary Pagenstecher who presented the staff report. A copy of the outline presented to Council is on file in the City Recorder's office.

Recommendations were to:

- Revise references to the updated FEMA Flood Impact Study (FIS) and Flood Insurance Rate Map (FIRM), effective February 18, 2005; and
- Add regulations for recreation vehicles located in the 100-year floodplain.

In response to a question from Councilor Harding, Mr. Pagenstecher advised there is a slight increase in the flood base because of development that has occurred over the last 25 years. New developments, with regard to flood impact, are reviewed on a case-by-case basis. Engineering data must be submitted for new developments, which demonstrates how no impact will be made to base flood levels.

Public testimony: Mr. Robert Began signed the testimony sign-up sheet for this item; however, he declined to testify.

Mayor Dirksen closed the public hearing.

Staff recommendation: Mr. Pagenstecher advised that staff recommends approving the requested Comprehensive Plan And Zone Ordinance Amendments by adopting the proposed ordinance and text amendments as recommended by the City of Tigard Planning Commission. The proposed ordinance contains an emergency clause and would go into effect immediately.

Councilor Woodruff commented he could see no reason why the City should not do this.

In response to a question from Councilor Wilson, Mr. Pagenstecher confirmed there would be no Measure 37 implications if Council approved the proposed ordinance.

Motion by Councilor Sherwood, seconded by Councilor Woodruff, to adopt Ordinance No. 05-01.

ORDINANCE NO. 05-01 – AN ORDINANCE AMENDING THE LANGUAGE OF THE TIGARD COMPREHENSIVE PLAN, CHAPTER 3, NATURAL FEATURES AND OPEN SPACE, VOLUME II AND THE TIGARD COMMUNITY DEVELOPMENT CODE CHAPTER 18.775 BY REVISING REFERENCES TO THE UPDATED FEMA FLOOD INSURANCE STUDY (FIS) AND FLOOD INSURANCE RATE MAP (FIRM), EFFECTIVE FEBRUARY 18, 2005, AND REGULATING RECREATIONAL VEHICLES IN THE FLOODPLAIN (CPA2004-00003/ZOA2004-00002), AND DECLARING AN EMERGENCY

The motion was approved by a unanimous vote:

Mayor Dirksen:	Yes
Councilor Harding:	Yes
Councilor Sherwood:	Yes
Council Wilson:	Yes
Councilor Woodruff	Yes

9. PUBLIC HEARING (INFORMATIONAL) – CONSIDER RESOLUTION FORMING SANITARY SEWER REIMBURSEMENT DISTRICT NO. 32 (Fern Street)

Mayor Dirksen opened the public hearing.

City Engineer Gus Duenas presented the staff report. The proposed project would provide sewer service to five lots along SW Fern Street between SW 135th and 138th Avenues. The project is incorporated in the MSTIP project to improve Walnut Street between 121st and 135th Avenues. The design is being done by David Evans and Associates. A copy of the presentation outline given to Council is on file in the City Recorder's office.

Mayor Dirksen asked if there were any unknowns or extreme conditions that might cause the cost to go up significantly. Mr. Duenas said he did not believe so; David Evans is the reputable consultant firm on this project so the estimates should be close to the actual construction costs. This is part of a much larger project and Mr. Duenas said this should be of benefit due to "economies of scale."

Mayor Dirksen said he noticed that most of the lots are large and asked if there were single family homes on each lot. Mr. Duenas confirmed that each lot has a single family home. With regard to costs to each homeowner, Mr. Duenas said only a few would pay more than \$15,000; the City is paying about half of the total cost of this project.

Public Testimony:

- Mr. Marco Benetti, 13650 SW Fern Street, Tigard, Oregon, asked about the engineering and administration costs. Mr. Duenas confirmed that these costs are included in the total cost of the project. Mr. Benetti asked if there would be an opportunity to have an additional lateral installed in the street for future development. Mr. Duenas said that would be possible and the additional costs could be negotiated at the time of the construction. If added, this lateral for future development would not be part of the reimbursement district costs. If a property owner wants more than one lateral, the cost for additional laterals would need to be negotiated.

Mr. Benetti said that when this project was initially presented, there were several properties involved that have now dropped out and now there is increased costs to the homeowners. He said the incentive program is a wonderful thing but said he was curious if there might be any other surprise increase in costs? Mr. Duenas said, if there are significant differences from estimated costs, then the City might rethink the project.

Mr. Benetti said the City has agreed to put in speed bumps with the widening of Fern Street and he wanted to make sure this was noted for the record.

In response to a question from Mayor Dirksen, Mr. Duenas explained that when this reimbursement district was first brought to the Council a large lot was included that was already served by sewer at the rear of the property, so this property dropped was removed from the district.

Mayor Dirksen closed the public hearing.

Staff recommended that the Council approve the proposed resolution forming the reimbursement district.

Council Consideration: Motion by Councilor Wilson, seconded by Councilor Harding, to adopt Resolution No. 05-05.

**RESOLUTION NO. 05-05 – A RESOLUTION ESTABLISHING
SANITARY SEWER REIMBURSEMENT DISTRICT NO. 32 (SW FERN
STREET)**

The motion was approved by a unanimous vote:

Mayor Dirksen:	Yes
Councilor Harding:	Yes
Councilor Sherwood:	Yes
Council Wilson:	Yes
Councilor Woodruff	Yes

**10. CONSIDER ORDINANCE TO ADOPT TUALATIN VALLEY FIRE &
RESCUE'S ORDINANCE 04-01 AMENDING THE 2004 FIRE CODE AND
DECLARING AN EMERGENCY**

Community Development Director Hendryx introduced this agenda item and Tigard Building Official Gary Lampella and Tualatin Valley Fire & Rescue (TVF&R) Deputy Fire Marshal John Baldwin. The major points of the TVF&R ordinance are:

- Reference to Oregon Revised Statutes 478.910 granting authority to adopt a Fire Code
- Limit fire flows for buildings to 3,000 gallons per minute and sets a minimum of 1,000 gallons per minutes for one- and two-family dwellings
- Creates hazard multiplication factors for determining fire flows.

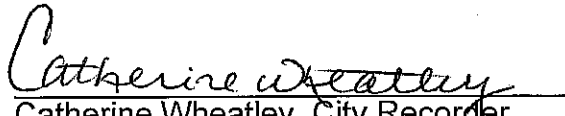
After brief Council discussion, motion by Councilor Harding, seconded by Councilor Sherwood, to adopt Ordinance No. 05-02:

ORDINANCE NO. 05-02 – AN ORDINANCE ADOPTING TUALATIN VALLEY FIRE & RESCUE ORDINANCE 04-02 AMENDING THE 2004 OREGON FIRE CODE AND DECLARING AN EMERGENCY.

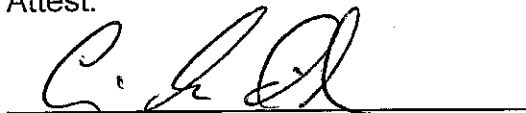
The motion was approved by a unanimous vote:

Mayor Dirksen:	Yes
Councilor Harding:	Yes
Councilor Sherwood:	Yes
Council Wilson:	Yes
Councilor Woodruff	Yes

11. COUNCIL LIAISON REPORTS: None
12. NON AGENDA ITEMS: None
13. EXECUTIVE SESSION: The Tigard City Council went into Executive Session at 9:31 p.m. to discuss pending litigation as provided by ORS 192-660(2)(h).
14. ADJOURNMENT: 9:52 p.m.


Catherine Wheatley, City Recorder

Attest:


Mayor, City of Tigard

Date: March 8, 2005

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